

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

JENKINSON et al.

Atty.' Ref.: 4398-239

Serial No. 10/602,532

Group: 2839

Filed: June 24, 2003

Examiner: Javaid Nasri

For: METHOD AND APPARATUS FOR CONTROL OF

APPLIANCE COUPLER RETENTION AND WITHDRAWAL

FORCES

\* \* \* \* \* \* \* \* \* \* \* \*

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

#### DECLARATION OF DAN KAO

- 1. I, Dan Kao, am co-inventor of the above-identified application.
- 2. I was erroneously omitted from being listed as a co-inventor of the above-identified application.
  - 3. The inventorship error occurred without deceptive intent on my part.
- 4. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1- September - 2004

Date

Dan Kao /

P128251



4398-239

Nixon & Vanderhye P.C. (10/99) (Domestic Non-Assigned/Foreign) Page 1

## INVENTORS DECLARATION FOR PATENT APPLICATION IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, mailing address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

		ARATÚS FOR COÑTE	ROL OF APPLIANCE COUPLER I	RETENTION AND WITH	DRAWAL FORCES
,	fication of which ( <b>check</b> a	applicable box(es)):			
[ ] is	attached hereto		-		
[X] w	as filed on	June 24, 2003	as U.S. Application Serial N	No. 10/602,532	(Atty. Dkt. No. 4398-239)
[] w	as filed as PCT Internation	onal application No.	•	on	
and (if ap	plicable to U.S. or PCT a	pplication) was amend	ded on		
amendme defined in listed belowhich price	ent referred to above. I a n 37 C.F.R, 1.56. I hereb ow and have also identific	cknowledge the duty t y claim foreign priority ed betow any foreign a riority is claimed, befo	benefits under 35 U.S.C. 119/365	information known to me of any foreign application certificate having a filing	to be material to patentability as on(s) for patent or inventor's certificate date before that of the application on Day/Month/Year Filed
	PS 3150		Australia		25 June 2002
	Application Number	er	y United States provisional applic Date/Month/Year Filed		tad above or halow:
i hereby	claim the benefit under 3	5 U.S.C. 120/365 of at	I prior United States and PCT Inte	imational applications is	ted above of below.
	SJPCT Application(s): ion Serial No.		Day/Month/Year Filed		Status: patented pending, abandoned
be true; a imprison application 4000 (to owner's/s	and further that these statement, or both, under Secton or any patent issued the whom all communication owners' attorneys to prospatent. I also authorize communicated from the p	tements were made witton 1001 of Title 18 of hereon. And on behalf as are to be directed) a secute this application. Nixon & Vanderhye to erson, assignee, attorn Philip (first)  Epping  19 Dent Street, Epp.  2121  Nicholas	ith the knowledge that willful false the United States Code and that of the owner(s) hereof, I hereby and the attorneys of: Custom and to transact all business in the add or delete attorneys from that ney, firm, or other organization se	statements and the like such willful false stateme appoint Nixon & Vander ner Number 23 Patent and Trademark Coustomer Number, and nding instructions to Nixous Jenkinson (last)  Australia	nformation and belief are believed to so made are punishable by fine or ents may jeopardize the validity of the nye P.C., telephone number 703-816-117, individually and collectively office connected therewith and with the to act and rely solely on instructions on & Vanderhye on behalf of the Cate:  23/9/04  Great Britain (citizenship)  Date:  Australia (citizenship)
	Residence: (city)	(first) Mount Colah	(sta	ate/country) Australia	(diazonom)
		Mount Colah		ate/country) Australia	(citetion)

[X] See attached sheet(s) for additional inventor(s) information!!

#### **4398-239** Serial No. **10/602,532** Page 2

Nixon & Vanderhye P.C. (10/99) (Domestic Non-Assigned/Foreign) 

3.	Inventor's Signature:				Date:		
	Inventor:	Philip	Andrew	Jones		Australia	
		(first)	MI	(last)		(citizenship)	
	Residence: (city)	Hornsby		(state/country) Austr	alia	, ,,	
	Mailing Address:	49 Nursery Street, Horns	by, New South Wales,	Australia			
	(Zip Code)	2077					
4.	Inventor's Signature:			•	Date:		
	inventor:	Dan		Kao		Australia	
		(first)	MI	(last)		(citizenship)	
	Residence: (city)	Chatswood		(state/country) Austr	alia	,	
	Mailing Address:						
	(Zip Code)	2067			·····		
5.	Inventor's Signature:				Date:		
	Inventor:		*****				
		(first)	MI	(last)		(citizenship)	
	Residence: (city)			(state/country)			
	Mailing Address:			• • • • • • • • • • • • • • • • • • • •			
	(Zip Code)						
6.	Inventor's Signature:				Date:		
	Inventor:						
		(first)	MI	(last)		(cilizenship)	
	Residence: (city)			(state/country)			
	Malling Address:	) ;					
	(Zip Code)						
	• • • • •						

FOR ADDITIONAL INVENTORS, check box [ ] and attach sheet with same information and signature and date for each.

4398-239



Nixon & Vanderhye P.C. (10/99) (Domestic Non-Assigned/Foreign) Page 1

# INVENTORS DECLARATION FOR PATENT APPLICATION IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, mailing address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

	METHOD AND APP	ARATUS FOR CONTRO	OL OF APPLIANCE COUPLER RET	ENTION AND WITHD	RAWAL FORCES
	cification of which (check	applicable box(es)):			
LI	is attached hereto			40/000 F00	(A) Dis No. (000 000)
ניין		June 24, 2003	as U.S. Application Serial No.	10/602,532	(Atty. Dkt. No. 4398-239)
L 1	was filed as PCT Internati		_	on	
and (it a	applicable to U.S. or PCT a	application) was amende	ed on		
amendr defined listed be which p	nent referred to above. I a in 37 C.F.R. 1.56. I hereb slow and have also identifi	acknowledge the duty to by claim foreign priority to led below any foreign ap priority is claimed, before	ontents of the above identified specifications to the Patent Office all informations and in the patent of the patent of the patent of the patent of the filing date of this application:  Country	mation known to me t any forèign application	o be material to patentability as (s) for patent or inventor's certificate ate before that of the application on Day/Month/Year Filed
	PS 3150		Australia		25 June 2002
	Application Number	er	United States provisional application Date/Month/Year Filed		
I hereby	claim the benefit under 3	5 U.S.C. 120/365 of all	prior United States and PCT Internat	ional applications liste	d above or below:
	.SJPCT Application(s): ation Serial No.		Day/Month/Year Filed		Status: patented pending, abandoned
be true; impriso applica	and further that these sta nment, or both, under Sec tion or any patent issued t	itements were made with tion 1001 of Title 18 of the hereon. And on behalf	wn knowledge are true and that all st h the knowledge that willful false stat the United States Code and that sucl of the owner(s) hereof, I hereby appo	ements and the like so n willful false statemen bint Nixon & Vanderhy	o made are punishable by fine or ts may jeopardize the validity of the e P.C., telephone number 703-816-
4000 (to	o whom all communication s/owners' attorneys to pros g patent. I also authorize communicated from the p	ns are to be directed) an secute this application a Nixon & Vanderhye to a	nd the attorneys of: Customer and to transact all business in the Pat- add or delete attorneys from that Cus ey, firm, or other organization sendin	Number 231 ent and Trademark Of tomer Number, and to	17, individually and collectively fice connected therewith and with that act and rely solely on instructions
1.	Inventor's Signature:			Da	
	Inventor:	Philip (first)	James MI	Jenkinson (last)	Great Britain (citizenship)
	Residence: (city)	Epping	ng, New South Wales, Australia	ountry) Australia	
	Mailing Address: (Zip Code)	2121	ing, ivew doubt vvales, Adstraint		
	(Zip C004)	<u> </u>			2/20/20
2.	Inventor's Signature:	, ,	1001/		te: 27/09/04
	Inventor:	Nicholas ( S	Jerome	Reed	Australia
	Danishna /-!t-3	(first)	) MI	(last) ountry) Australia	(citizenship)
	Residence: (city)	Mount Colah	unt Colah, New South Wales, Austra		
	Mailing Address: (Zip Code)	2079	un Colan, New Count Wales, Ausua	114	
	(Zih Code)	2013			

[X] See attached sheet(s) for additional inventor(s) information!!

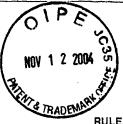
#### 4398-239 Serial No. 10/602,532 Page 2

Nixon & Vanderhye P.C. (10/99) (Domestic Non-Assigned/Foreign)

3.	Inventor's Signature:				Date:			
	Inventor:	Philip	Andrew	Joi	nes		Au	stralia
		(first)	MI	(lå	st)		(citiz	enship)
	Residence: (city)	Hornsby		(state/country)	Australia			
	Mailing Address:	49 Nursery Street, Horn	sby, New South Wales	Australia				
	(Zip Code)	2077						
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4.	Inventor's Signature:				Date:	27		
	Inventor:	Dan U	4.41		ao - N			stralia
	Desistance (also	(first)	MI		st)		(CIUZ	enship)
	Residence: (city)	Chatswood		(state/country)	Australia			
	Mailing Address:	16/44 Archer Street, Ch	atswood, New South W	ales, Australia				
	(Zip Code)	2067					<del></del>	
5.	Inventor's Signature:				Date:			
	Inventor:							
		(first)	MI	(lė	ıst)		(citiz	enship)
	Residence: (city)			(state/country)				
	Mailing Address:	1 )			•			
	(Zip Code)							
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6.	Inventor's Signature:				Date.			
	Inventor:	(((1)	МІ	n.	ist)		/oiti-	enship)
		(first)	MI				(CIII2	(Chighia
	Residence: (city)			_ (state/country)				
	Mailing Address:							
	(Zip Code)			3				

FOR ADDITIONAL INVENTORS, check box [ ] and attach sheet with same information and signature and date for each.

4398-239



Nixon & Vanderhye P.C. (10/99) (Domestic Non-Assigned/Foreign) Page 1

## RULE 63 (37 C.F.R. 1.63) INVENTORS DECLARATION FOR PATENT APPLICATION IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, mailing address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

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	ication of which (check a	applicable box(es)):			
[ ] is	attached hereto			•	
[X] w	as filed on	June 24, 2003	as U.S. Application Serial N	o. 10/602,532	(Atty. Dkt. No. 4398-239)
	as filed as PCT Internation	onal application No.		on	
and (if ap	plicable to U.S. or PCT a	pplication) was amende	ed on		
amendme defined in listed belo which price	ent referred to above. I a a 37 C.F.R. 1.56. I hereb ow and have also identific prity is claimed or, if no p preign Application(s):	cknowledge the duty to y claim foreign priority to ed below any foreign ap riority is claimed, before	plication for patent or inventor's one the filing date of this application:	nformation known to me l of any foreign application ertificate having a filing o	to be material to patentability as n(s) for patent or inventor's certificate tate before that of the application on
	Application Number PS 3150	r	Country Australia		Day/Month/Year Filed 25 June 2002
	Application Number	er .	United States provisional applica Date/Month/Year Filed		
I hereby o	claim the benefit under 3	5 U.S.C. 120/365 of all	prior United States and PCT Inter	national applications liste	d above or below:
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be true; a	and further that these star	tements were made with	h the knowledge that willful false : he United States Code and that s	statements and the like so uch willful false statemer	ormation and belief are believed to o made are punishable by fine or its may jeopardize the validity of the e P.C., telephone number 703-816-
4000 Has	whom all communication	e are to be directed) an	d the attorneys of: Custom	er Number 231	17, individually and collectively
owner's/c	owners' attorneys to pros patent. I also authorize o communicated from the p	ecute this application ar Nixon & Vanderhye to a	nd to transact all business in the f	Patent and Trademark Of Sustomer Number, and to	fice connected therewith and with the act and rely solely on instructions
1.	Inventor's Signature:			Da Da	
	Inventor:	Philip (first)	James MI	Jenkinson (last)	Great Britain (citizenship)
	Residence: (city)	Epping	(stat	e/country) Australia	
	Mailing Address:	19 Dent Street, Eppir	ng, New South Wales, Australia		
	(Zip Code)	2121			
2.	Inventor's Signature:			Da	ite:
	inventor:	Nicholas	Jerome	Reed	Australia
		(first)	MI	(last)	(citizenship)
	Residence: (city)	Mount Colah		e/country) Australia	
	Mailing Address:		unt Colah, New South Wales, Aus	tralia	
	(Zip Code)	2079			

[X] See attached sheet(s) for additional inventor(s) information!!

**4398-239** Serial No. **10/602,532**  Nixon & Vanderhye P.C. (10/99) (Domestic Non-Assigned/Foreign) 文品是对此,我们也是不是是"不是"的"是,我们是我们的这种是我们的是我们的"我们"的是我们的"我们",这种是我们的是是

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Inventor:	Philip	Andrew	Jon		-	Australia	
	(first)	MI	(la:	st)		(citizensh	ip)
Residence: (city)	Hornsby		(state/country)	Australia			
Mailing Address:	49 Nursery Street, Ho	msby, New South Wales	Australia				
(Zip Code)	2077						
Inventor's Signature:				Date:			
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FOR ADDITIONAL INVENTORS, check box [ ] and attach sheet with same information and signature and date for each.



#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

JENKINSON et al.

Atty. Ref.: 4398-239

Serial No. 10/602,532

Group: 2833

Filed: June 24, 2003

Examiner: Javaid Nasri

For: METHOD AND APPARATUS FOR CONTROL OF APPLIANCE

COUPLER RETENTION AND WITHDRAWAL FORCES

\* \* \* \* \* \* \* \* \* \*

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

#### WRITTEN CONSENT OF ASSIGNEE

ResMed Limited, being the owner of all right, title and interest in the above-identified patent application, hereby acknowledges and agrees to the Petition to Correct Inventorship filed concurrently herewith for the above-identified application.

#### Certificate Under 37 C.F.R. §3.73(b)

ResMed Limited, a corporation having a place of business at 97 Waterloo Road, North Ryde, New South Wales, Australia 2113 states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of assignments from the inventors to the aforesaid assignee, a copy of the assignment being attached and/or recorded at the United States Patent Office on November 20, 2003 at reel 014717, frame 0257; at reel 014717, frame 0254; at reel 14717, frame 0249; at reel 14717, frame 0260; at reel 014717, frame 0337; and at reel 014717, frame 0222. A copy of the

JENKINSON et al. Serial No. 10/602,532

assignment or assignment chain establishing ResMed Limited's ownership of Dan Kao's interest is attached.

The undersigned (whose title is typed below) is empowered to sign this statement on behalf of ResMed Limited.

**ResMed Limited** 

y. .

Name: Mark A. Abo

Title:

VP, IP Vegal Services Asia Pacific

## ASSIGNMENT Inventors to ResMed (R&D) Limited

WHEREAS, I, Dan KAO whose postal address is shown below, have made a certain new and useful Invention relating to METHOD & APPARATUS FOR CONTROL OF APPLIANCE COUPLER RETENTION AND WITHDRAWAL FORCES, for which application has been made for Letters Patent of the United States and which application may be identified in the United States Patent Office as Patent Application Serial No 10/602,532, filed on June 24, 2003, titled METHOD & APPARATUS FOR CONTROL OF APPLIANCE COUPLER RETENTION AND WITHDRAWAL FORCES, and

WHEREAS, I am the assignor of partial right, title and interest in and to that part of the Invention invented in the period up to and including June 30, 2002 which shall be referred to as the "Inventive Subject-matter" in this Assignment; and

WHEREAS, ResMed (R&D) Limited ABN 42 087 053 969 an Australian company (hereinafter ResMed R&D), whose postal address is 97 Waterloo Road, North Ryde, New South Wales 2113, AUSTRALIA, is desirous of acquiring the entire right, title and interest in and to said Inventive Subject-matter, said application, or any continuation, division, renewal, or substitute thereof, and the Letters Patent, or any reissue or re-examination thereof, to be obtained therefor:

NOW THEREFORE, for and in consideration of the sum of Ten Dollars Australian (A\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, I have sold, assigned, and set over and by these presents do hereby sell, assign and set over unto the said ResMed R&D, and ResMed R&D's legal representatives, successors and assigns, the entire right, title and interest in and to said Inventive Subject-matter, said application or any continuation, division, renewal or substitute thereof, international and foreign and regional applications corresponding thereto, and the Letters Patent, both foreign and domestic, that may or shall issue thereon, or any reissue or re-examination thereof, and I do hereby authorize and request the Commissioner of Patents to issue said Letters Patent to the above-mentioned ResMed R&D, consistent with the terms of this Assignment.

UPON SAID CONSIDERATION, I hereby covenant and agree with ResMed R&D that I will not execute any writing or do any act whatsoever conflicting with these presents, and that I will, at any time upon request, without further or additional consideration, but at the expense of ResMed R&D, execute such additional assignments and other writings and do such



additional acts as ResMed R&D may deem necessary or desirable to perfect ResMed R&D's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, renewal, reissued or extended Letters Patent of the United States, or of any and all foreign countries, on said Inventive Subject-matter, and in enforcing any rights or choses in action accruing as a result of such applications or patents, by giving, testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of, the assigns and legal representatives of all parties.

IN WITNESS WHEREOF, we have hereunto set our hands on the date indicated below.

Dan KAO

Residence Address: 16 / 44 Archer Street Chatswood New South Wales 2067 Australia 7/7/04 Date/Signed

Witness

Name: ERESTUA BRIWARDONA

For and on behalf of RESMED (R&D) LIMITED

By: Klaus Echindhela

Date: 12 July 2009

#### **ASSIGNMENT**

#### Inventors to ResMed Ltd (via R&D)

WHEREAS, I, Dan KAO whose postal addresses are shown below, have made a certain new and useful Invention relating to METHOD & APPARATUS FOR CONTROL OF APPLIANCE COUPLER RETENTION AND WITHDRAWAL FORCES, for which application has been made for Letters Patent of the United States and which application may be identified in the United States Patent Office as Patent Application Serial No 10/602,532, filed on June 24, 2003, titled METHOD & APPARATUS FOR CONTROL OF APPLIANCE COUPLER RETENTION AND WITHDRAWAL FORCES, and

WHEREAS, I am the assignor of partial right, title and interest in and to that part of the Invention invented in the period commencing July 1, 2002 which shall be referred to as the "Inventive Subject-matter" in this Assignment; and

WHEREAS, ResMed Limited, ABN 30 003 765 142 an Australian company (hereinafter ResMed), whose postal address is 97 Waterloo Road, North Ryde, New South Wales 2113, AUSTRALIA, is desirous of acquiring the entire right, title and interest in and to said Inventive Subject-matter, said application, or any continuation, division, renewal, or substitute thereof, and the Letters Patent, or any reissue or re-examination thereof, to be obtained therefor:

NOW THEREFORE, for and in consideration of the sum of Ten Dollars Australian (A\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, I have sold, assigned, and set over and by these presents do hereby sell, assign and set over unto the said ResMed, and ResMed's legal representatives, successors and assigns, the entire right, title and interest in and to said Inventive Subject-matter, said application or any continuation, division, renewal or substitute thereof, international and foreign and regional applications corresponding thereto, and the Letters Patent, both foreign and domestic, that may or shall issue thereon, or any reissue or reexamination thereof, and I do hereby authorize and request the Commissioner of Patents to issue said Letters Patent to the above-mentioned ResMed, consistent with the terms of this Assignment.

UPON SAID CONSIDERATION, I hereby covenant and agree with ResMed that I will not execute any writing or do any act whatsoever conflicting with these presents, and that I will, at any time upon request, without further or additional consideration, but at the expense of ResMed, execute such additional assignments and other writings and do such additional acts as ResMed may deem necessary or desirable to perfect ResMed's enjoyment of this



grant, and render all necessary assistance in making application for and obtaining original, divisional, renewal, reissued or extended Letters Patent of the United States, or of any and all foreign countries, on said Inventive Subject-matter, and in enforcing any rights or chooses in action accruing as a result of such applications or patents, by giving, testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of, the assigns and legal representatives of all parties.

IN WITNESS WHEREOF, we have hereunto set our hands on the date indicated below.

Dan KAO

Residence Address: 16/44 Archer Street Chatswood

New South Wales 2067

**AUSTRALIA** 

7/7 / 04.

Witness

Name ERESHA SURIWARDEN

For and on behalf of RESMED LIMITED

By:

T:41-.

Date:

e: 13/7/04



#### **ASSIGNMENT**

WHEREAS, ResMed (R&D) Limited ABN 42 087 053 969 an Australian company (hereinafter ResMed R&D), whose postal address is 97 Waterloo Road, North Ryde, New South Wales 2113, AUSTRALIA, is assignee of the partial right, title and interest in and to the Invention relating to METHOD AND APPARATUS FOR CONTROL OF APPLIANCE COUPLER RETENTION AND WITHDRAWAL FORCES, for which application has been made for Letters Patent of the United States and which application may be identified in the United States Patent Office as Patent Application Serial No 10/602,532, filed on June 24 2003, titled METHOD AND APPARATUS FOR CONTROL OF APPLIANCE COUPLER RETENTION AND WITHDRAWAL FORCES, hereinafter referred to as the "Inventive Subject-matter";

WHEREAS, ResMed Limited, ABN 30 003 765 142, an Australian company (hereinafter ResMed) whose postal address is 97 Waterloo Road, North Ryde, New South Wales 2113 AUSTRALIA, is desirous of acquiring the entire right, title and interest in and to said "Inventive Subject-matter", said application, or any continuation, division, renewal, or substitute thereof, and the Letters Patent, or any reissue or re-examination thereof, to be obtained therefor:

NOW THEREFORE, for and in consideration of the sum of Ten Dollars Australian (A\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, ResMed R&D has sold, assigned, and set over and by these presents does hereby sell, assign and set over unto the said ResMed, and ResMed's legal representatives, successors and assigns, the entire right, title and interest in and to said "Inventive Subject-matter", said application or any continuation, division, renewal or substitute thereof, international and foreign and regional applications corresponding thereto, and the Letters Patent, both foreign and domestic, that may or shall issue thereon, or any reissue or re-examination thereof, and ResMed R&D does hereby authorize and request the Commissioner of Patents to issue said Letters Patent to the above-mentioned ResMed, consistent with the terms of this Assignment.

UPON SAID CONSIDERATION, ResMed R&D hereby covenants and agrees with ResMed that it will not execute any writing or do any act whatsoever conflicting with these presents, and that it will, at any time upon request, without further or additional



consideration, but at the expense of ResMed, execute such additional assignments and other writings and do such additional acts as ResMed may deem necessary or desirable to perfect ResMed's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, renewal, reissued or extended Letters Patent of the United States, or of any and all foreign countries, on said invention, and in enforcing any rights or choses in action accruing as a result of such applications or patents, by giving, testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of, the assigns and legal representatives of both parties.

IN WITNESS WHEREOF, we have hereunto set our hands on the date indicated below.

For and on behalf of RESMED (R&D) LIMITED By: Klaus Mundhelm
Title: Neverlow SGHINDHIECTI

Date: 7 Nov 2003 KS 12 July 2004

For and on behalf of RESMED LIMITED

Date: 12 NOVEMBER 3-03

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Page 2 of 2

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